

# Senate File 155 - Enrolled

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1 1 SENATE FILE 155  
1 2  
1 3 AN ACT  
1 4 RELATING TO LOCAL GOVERNMENTS BY CREATING A LOCAL GOVERNMENT  
1 5 INNOVATION COMMISSION AND FUND, CREATING A CENTER FOR  
1 6 GOVERNING EXCELLENCE, AND INCLUDING AN EFFECTIVE DATE.  
1 7  
1 8 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:  
1 9  
1 10 Section 1. Section 8.64, Code 2007, is amended by striking  
1 11 the section and inserting in lieu thereof the following:  
1 12 8.64 DEFINITIONS.  
1 13 For purposes of sections 8.65 through 8.68:  
1 14 1. "Commission" means the local government innovation  
1 15 commission.  
1 16 2. "Community-wide area" means a distinct geographical  
1 17 area voluntarily formed by and comprised of counties, cities,  
1 18 or townships, or any combination thereof, all of which possess  
1 19 a degree of autonomy in a varying number of matters. State  
1 20 agencies and school districts may also participate in a  
1 21 community-wide area if joined by a county, city, or township.  
1 22 3. "Department" means the department of management.  
1 23 Sec. 2. NEW SECTION. 8.65 LOCAL GOVERNMENT INNOVATION  
1 24 COMMISSION.  
1 25 1. A local government innovation commission is created  
1 26 consisting of fifteen voting members and six nonvoting  
1 27 members.  
1 28 a. Voting members of the commission shall be appointed for  
1 29 a term of three years as follows:  
1 30 (1) One member representing the executive branch appointed  
1 31 by the governor.  
1 32 (2) Two members representing county government appointed  
1 33 by the president of the Iowa state association of counties.  
1 34 (3) Two members representing city government appointed by  
1 35 the president of the Iowa league of cities.  
2 1 (4) One member representing community colleges appointed  
2 2 by the president of the Iowa association of community college  
2 3 presidents.  
2 4 (5) One member representing school districts appointed by  
2 5 the president of the Iowa association of school boards.  
2 6 (6) One member representing the councils of governments  
2 7 appointed by the president of the Iowa association of councils  
2 8 of government.  
2 9 (7) One member representing local law enforcement or fire  
2 10 protection appointed by the governor.  
2 11 (8) Two members appointed by the governor, both of whom  
2 12 shall possess private business expertise and who are not  
2 13 employees of any level of government.  
2 14 (9) Four members representing the general public, one each  
2 15 appointed by the majority leader of the senate, the minority  
2 16 leader of the senate, the speaker of the house of  
2 17 representatives, and the minority leader of the house of  
2 18 representatives.  
2 19 b. Four nonvoting members of the general assembly shall be  
2 20 appointed for a term of two years commencing at the convening  
2 21 of each general assembly, one each appointed by the majority  
2 22 leader of the senate, the minority leader of the senate, the  
2 23 speaker of the house of representatives, and the minority  
2 24 leader of the house of representatives. However, initial  
2 25 appointments of members under this paragraph shall be made on  
2 26 the effective date of this Act.  
2 27 c. Two nonvoting members shall be appointed for a term of  
2 28 three years. One of the members shall be the administrator of  
2 29 the homeland security and emergency management division of the  
2 30 Iowa department of public defense, and the other member shall  
2 31 be the director of the department of economic development or  
2 32 the director's designee.  
2 33 d. To the extent feasible, in making the appointments  
2 34 under paragraphs "a" through "c", the persons authorized to  
2 35 appoint shall give consideration to the appointment of  
3 1 minority persons to the commission.  
3 2 2. a. Terms of voting members and of nonvoting members  
3 3 specified in subsection 1, paragraph "c", shall begin and end

3 4 as provided by section 69.19. Any vacancy shall be filled in  
3 5 the same manner as regular appointments are made for the  
3 6 unexpired portion of the regular term.

3 7 b. Members of the commission shall be allowed their actual  
3 8 and necessary expenses incurred in the performance of their  
3 9 duties. The members of the commission representing the  
3 10 general public shall also be compensated as provided in  
3 11 section 7E.6. Per diem and expenses paid to commission  
3 12 members shall be paid from moneys appropriated to the local  
3 13 government innovation fund, except that the per diem and  
3 14 expenses of members of the general assembly shall be paid  
3 15 pursuant to section 2.12.

3 16 c. The commission shall meet in May of each year for the  
3 17 purpose of electing one of its voting members as chairperson.  
3 18 The commission shall meet at the call of the chairperson or  
3 19 when a majority of the voting members of the commission files  
3 20 a written request with the chairperson for a meeting. Written  
3 21 notice of the time and place of each meeting shall be given to  
3 22 each member of the commission.

3 23 d. A majority of the voting members of the commission  
3 24 constitutes a quorum. Any action taken by the commission must  
3 25 be adopted by the affirmative vote of a majority of its voting  
3 26 membership.

3 27 e. The commission is located for administrative purposes  
3 28 within the department. The department shall provide office  
3 29 space, staff assistance, administrative support, and necessary  
3 30 supplies and equipment to the commission.

3 31 Sec. 3. NEW SECTION. 8.66 DUTIES OF COMMISSION.

3 32 The commission shall do all of the following:

3 33 1. Promote, encourage, and advance innovation and  
3 34 creativity in local governance.

3 35 2. Develop an application and review process for local  
4 1 governance and revenue models submitted to the commission by a  
4 2 community-wide area. Results, strategies, and desired  
4 3 outcomes identified by the commission in developing its  
4 4 application and review process shall include but not be  
4 5 limited to the following:

4 6 a. Cost savings to citizens, in particular lowering of  
4 7 local government property taxes.

4 8 b. Creation of, or inducement to create, high-wage, stable  
4 9 employment opportunities for a local government's citizens and  
4 10 more effective leveraging of resources to improve competitive  
4 11 advantage.

4 12 c. Elimination of duplication of government  
4 13 administration.

4 14 d. More efficient and effective delivery of services by  
4 15 government, including eliminating duplication of service  
4 16 delivery by more than one unit of government in the same area  
4 17 and modernizing services and service delivery to meet the  
4 18 changing public service needs of the area.

4 19 e. Creation of a state-local partnership in one or more  
4 20 areas of service delivery and governance that would increase  
4 21 quality and efficiency on the local level.

4 22 3. Design an application form to be completed by a  
4 23 community-wide area seeking review of a local governance and  
4 24 revenue model. The application form shall require the  
4 25 community-wide area to demonstrate how the local governance  
4 26 and revenue model will result in reduced local government or  
4 27 state general fund expenditures, how local government fund  
4 28 revenues will increase without an increase in state costs, how  
4 29 local government services will be provided more efficiently or  
4 30 will be of increased quality resulting in greater value from  
4 31 the expenditure of local government revenues, or how the model  
4 32 develops partnerships with the state to provide increased  
4 33 quality and efficiency on the local level.

4 34 4. Utilize the department of management, the department of  
4 35 revenue, or other sources of technical expertise designated by  
5 1 the commission to certify savings projected for a proposed  
5 2 local governance and revenue model.

5 3 5. Report to the general assembly on or before June 30,  
5 4 2010, and every three years thereafter, on the accomplishments  
5 5 of community-wide area efforts funded by grants from the local  
5 6 government innovation fund authorized under section 8.67, in  
5 7 achieving the objectives described in subsection 2, paragraphs  
5 8 "a" through "e".

5 9 6. On or before January 1, 2009, submit to the general  
5 10 assembly and to the office of the governor recommendations for  
5 11 legislation that would provide flexibility and freedom to  
5 12 local governments in implementing governance and revenue  
5 13 models.

5 14 7. a. Prepare a request for proposals for establishment

5 15 of the Tim Shields center for governing excellence in Iowa as  
5 16 provided in section 8.68, and prepare procedures and a  
5 17 timetable for submission and review of proposals and for  
5 18 selection of a proposal. The proposal process shall be open  
5 19 to public and private not-for-profit institutions of higher  
5 20 education, either individually or in collaboration, located in  
5 21 this state and accredited by the north central association of  
5 22 colleges and secondary schools.

5 23 b. The request for proposals shall require each proposal  
5 24 to provide for employment of a full-time director and  
5 25 administrative assistant at the center.

5 26 c. The request for proposals shall require each proposal  
5 27 to specify all of the following:

5 28 (1) The number and subject area specialties of the  
5 29 research staff; the office space; the support staff; and the  
5 30 computer, library, and research facilities to be provided by  
5 31 the proposing institution or institutions.

5 32 (2) The personnel, facilities, and support provided for  
5 33 the training of policymakers, public officials, and students  
5 34 in areas including but not limited to public administration  
5 35 and management, budgetary preparation and analysis, electronic  
6 1 government, local-state government relations, and public  
6 2 policy formulation, implementation, and evaluation.

6 3 (3) The funding to be committed by the proposing  
6 4 institution or institutions.

6 5 8. Oversee and direct the activities of the Tim Shields  
6 6 center for governing excellence in Iowa.

6 7 Sec. 4. NEW SECTION. 8.67 LOCAL GOVERNMENT INNOVATION  
6 8 FUND.

6 9 1. A local government innovation fund is created in the  
6 10 state treasury under the control of the department of  
6 11 management for the purpose of stimulating and encouraging  
6 12 innovation in local government by providing moneys for the  
6 13 purpose of providing grants to assist in the implementation of  
6 14 local governance and revenue models.

6 15 2. Officials of a community-wide area who have submitted a  
6 16 local governance and revenue model to the commission for  
6 17 review may apply to the commission for a grant from the local  
6 18 government innovation fund to implement all or a portion of  
6 19 such governance and revenue model. Officials seeking a grant  
6 20 from the fund shall complete an application form designed by  
6 21 the commission. Minimum requirements for local government  
6 22 grant requests shall be determined by the commission and  
6 23 adopted by rule by the department of management.

6 24 3. Notwithstanding section 12C.7, subsection 2, interest  
6 25 or earnings on moneys deposited in the local government  
6 26 innovation fund shall be credited to the local government  
6 27 innovation fund. Notwithstanding section 8.33, moneys  
6 28 appropriated to and moneys remaining in the local government  
6 29 innovation fund at the end of a fiscal year shall not revert  
6 30 to the general fund of the state.

6 31 Sec. 5. NEW SECTION. 8.67A FUTURE REPEAL OF COMMISSION  
6 32 AND FUND.

6 33 Sections 8.64 through 8.67 and this section are repealed  
6 34 effective June 30, 2019.

6 35 Sec. 6. NEW SECTION. 8.68 TIM SHIELDS CENTER FOR  
7 1 GOVERNING EXCELLENCE IN IOWA.

7 2 1. The commission shall establish the Tim Shields center  
7 3 for governing excellence in Iowa. The purpose of the Tim  
7 4 Shields center for governing excellence in Iowa is to do all  
7 5 of the following:

7 6 a. Enhance the accountability, effectiveness, and  
7 7 efficiency of Iowa's local governments and state agencies by  
7 8 providing objective and nonpartisan research and training  
7 9 support for policymakers and government officials.

7 10 b. Integrate the research capacities of the community  
7 11 colleges and public and private universities located in this  
7 12 state and of organizations representing local governments to  
7 13 support management and policy research.

7 14 c. Facilitate dialogues among Iowa's state agencies, local  
7 15 governments, community colleges, public and private  
7 16 universities, organizations representing local governments,  
7 17 and citizens on government policy design, implementation, and  
7 18 evaluation.

7 19 2. After its creation, the center may solicit, accept, and  
7 20 administer moneys contributed to the center by any source, and  
7 21 may enter into contracts with public or private agencies or  
7 22 may enter into agreements subject to chapter 28E with public  
7 23 and private agencies in order to carry out its purposes. All  
7 24 records of the center including but not limited to records of  
7 25 donations to the center and contracts or agreements entered

7 26 into by the center shall be public records for purposes of  
7 27 chapter 22.

7 28 3. The center shall submit an annual report of the  
7 29 activities of the center to the governor and to the general  
7 30 assembly as provided in section 7A.11A by January 15 of each  
7 31 year.

7 32 4. The local government innovation commission created in  
7 33 section 8.65, or a successor agency, shall oversee and direct  
7 34 the activities of the Tim Shields center for governing  
7 35 excellence in Iowa.

8 1 Sec. 7. EFFECTIVE DATE. This Act, being deemed of  
8 2 immediate importance, takes effect upon enactment.

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JOHN P. KIBBIE  
8 7 President of the Senate  
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PATRICK J. MURPHY  
8 12 Speaker of the House  
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8 14 I hereby certify that this bill originated in the Senate and  
8 15 is known as Senate File 155, Eighty-second General Assembly.

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MICHAEL E. MARSHALL  
8 20 Secretary of the Senate

8 21 Approved \_\_\_\_\_, 2007

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CHESTER J. CULVER  
8 25 Governor  
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